

The Honorable Ronald B. Leighton

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

MARLA TOLLIVER, individually and as
Personal Representative of the ESTATE OF
RONALD L. SCROGGINS; and LARRY
SCROGGINS,

Plaintiffs,

vs.

THE UNITED STATES OF AMERICA,
BUREAU OF INDIAN AFFAIRS, and
DEPARTMENT OF THE INTERIOR;
CLALLAM COUNTY, municipal
corporation; SELA KALAMA, an
individual;
SANDRA A. WELLS, an individual; and
DOES and DOES 1-50,

Defendants.

ROBERT AND JONI FRANCIS, as
Personal Representatives of the ESTATE OF
VANNA K FRANCIS; and ROBERT AND
JONI FRANCIS, husband and wife, the
marital community thereof,

Plaintiffs,

vs.

NO. 3:10-CV-05056-RBL

ORDER DENYING DEFENDANT
UNITED STATES' MOTION FOR
CLARIFICATION OF ORDER DENYING
MOTION TO DISMISS WITHOUT
PREJUDICE

**Order Denying Defendant United States'
Motion for Clarification of Order
Denying Motion to Dismiss Without
Prejudice**

No. C:10-CV-05056-RBL

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THE UNITED STATES OF AMERICA;
DEPARTMENT OF INTERIOR; BUREAU
OF INDIAN AFFAIRS; CLALLAM
COUNTY, municipal corporation; SELA
KALAMA, an individual; SANDRA A.
WELLS, an individual; and DOES and
DOES 1-50,

Defendants.

THIS MATTER having come on duly and regularly for hearing before the undersigned
Judge of the above-entitled Court on Defendant United States' Motion for Clarification of Order
Denying Motion to Dismiss Without Prejudice, and the Court having reviewed the motion,
plaintiffs' opposition, including the declaration and the attached exhibit, and all reply materials,
if any and the records and files herein, and deeming itself fully advised in the premises, now,
therefore,

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that Defendant United
States' Motion for Clarification of Order Denying Motion to Dismiss Without Prejudice is
DENIED in its entirety.

DONE IN OPEN COURT/CHAMBERS this 4th day of March, 2011.



RONALD B. LEIGHTON
UNITED STATES DISTRICT JUDGE

Presented By:

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By: s/ Richard L. Martens
Richard L. Martens, WSBA # 4737
Steven A. Stolle, WSBA # 30807
Rose K. McGillis, WSBA # 34469
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Of Attorneys for Plaintiffs

**Order Denying Defendant United States'
Motion for Clarification of Order
Denying Motion to Dismiss Without
Prejudice**

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